



Attorney's Docket No. 9362-4

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re: Williams et al.

Confirmation No. 9764

Serial No.: 10/662,621

Filed: September 15, 2003

For: CARBON DIOXIDE-ASSISTED METHODS OF PROVIDING
BIOCOMPATIBLE INTRALUMINAL PROSTHESES

Date: January 5, 2004

MAIL STOP - MISSING PARTS

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313

SUBMITTAL OF DECLARATION
UNDER 37 C.F.R. § 1.63

Sir:

In response to the Notice to File Missing Parts dated December 19, 2003, enclosed is a Declaration and Power of Attorney for the above-identified application which has been executed by the named inventors.

You are authorized to charge \$130.00 to cover the surcharge under 37 C.F.R. § 1.16(e) to Deposit Account No. 50-0220 or any additional fee or credit.

Respectfully submitted,

Needham J. Boddie, II
Registration No. 40,519

USPTO Customer No. 20792
Myers Bigel Sibley & Sajovec, P.A.
Post Office Box 37428
Raleigh, North Carolina 27627
Telephone: (919) 854-1400
Facsimile: (919) 854-1401

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Mail Stop - Missing Parts, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313, on January 5, 2004.

Michele P. McMahon Date of Signature: January 5, 2004



DECLARATION AND POWER OF ATTORNEY FOR PATENT APPLICATION

Attorney Docket No. 9362-4

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled **CARBON DIOXIDE-ASSISTED METHODS OF PROVIDING BIOCOMPATIBLE INTRALUMINAL PROSTHESES**

the specification of which

☐ is attached hereto

OR

☒ was filed on September 15, 2003 as United States Application

No. 10/662,621 and was amended on _____ (if applicable).

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in Title 37 Code of Federal Regulations, §1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, § 119(a)-(d) or § 365(b) of any foreign application(s) for patent or inventor's certificate, or § 365(a) of any PCT International application which designated at least one country other than the United States of America, listed below and have also identified below any foreign application for patent or inventor's certificate, or of any PCT International application having a filing date before that of the application on which priority is claimed.

None			<input type="checkbox"/> Yes <input type="checkbox"/> No
Number	Country	MM/DD/YYYY Filed	Priority Claimed
			<input type="checkbox"/> Yes <input type="checkbox"/> No
Number	Country	MM/DD/YYYY Filed	Priority Claimed

I hereby claim the benefit under Title 35, United States Code, § 119(e) of any United States provisional application(s) listed below.

60/426,126	11/14/2002
Application Number(s)	Filing Date (MM/DD/YYYY)
Application Number(s)	Filing Date (MM/DD/YYYY)

I hereby claim the benefit under Title 35, United States Code, § 120 of any United States application(s) or § 365(c) of any PCT international application designating the United States of America, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application(s) in the manner provided by the first paragraph of Title 35, United States Code, § 112, I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, § 1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application (37 C.F.R. § 1.63(d)).

None		
Appln. Serial No.	Filing Date	Status Patented/Pending/Abandoned
Appln. Serial No.	Filing Date	Status Patented/Pending/Abandoned

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

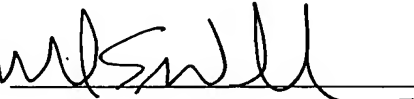
POWER OF ATTORNEY: As a named inventor, I hereby appoint the following registered attorney(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith.

Send correspondence to: Needham James Boddie, II
Myers Bigel Sibley & Sajovec
Post Office Box 37428
Raleigh, North Carolina 27627
USPTO Customer #20792

Direct telephone calls to: Needham James Boddie, II
(919)854-1400

Facsimile: (919) 854-1401

Full name of first joint inventor: **Michael S. Williams,**

Inventor's
Signature:  Date: 10.6.03

Residence: Santa Rosa, California

Citizenship: United States of America

Post Office Address: 6909 Erland Road
Santa Rosa, California 95404

Full name of second joint inventor: **Joseph M. DeSimone**

Inventor's
Signature:  Date: 10-13-03

Residence: Chapel Hill, North Carolina

Citizenship: United States of America

Post Office Address: 7315 Crescent Ridge Drive
Chapel Hill, North Carolina 27516